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8  
9 IN THE UNITED STATES DISTRICT COURT  
10 FOR THE CENTRAL DISTRICT OF CALIFORNIA  
11 WESTERN DIVISION (SPRING STREET)

12  
13 **MOUNTAIN RIGHT TO LIFE, INC.,**  
14 **DBA PREGNANCY & FAMILY**  
15 **RESOURCE CENTER; BIRTH**  
**CHOICE OF THE DESERT; HIS**  
**NESTING PLACE,**

16 Plaintiffs,

17 v.

18 **XAVIER BECERRA, ATTORNEY**  
19 **GENERAL OF THE STATE OF**  
20 **CALIFORNIA, IN HIS OFFICIAL**  
21 **CAPACITY; KAREN SMITH, M.D.,**  
22 **DIRECTOR OF CALIFORNIA**  
23 **DEPARTMENT OF PUBLIC HEALTH, IN**  
**HER OFFICIAL CAPACITY,**

24 Defendants.

Case No. 5:16-cv-00119-TJH-SP

**PERMANENT INJUNCTION AND**  
**ORDER OF DISMISSAL**

**[JS-6]**

Courtroom: 17  
Judge: Hon. Terry J. Hatter  
Trial Date: Not Set Yet  
Action Filed: January 21, 2016

25 It is hereby **ORDERED** that Defendant Xavier Becerra, in his official  
26 capacity as the Attorney General of California, shall be permanently enjoined from  
27 enforcing the Reproductive FACT Act, California Health and Safety Code sections  
28 123470-123473.

1 It is further **ORDERED** that this action is dismissed with prejudice;

2 It is further **ORDERED** that Plaintiffs should be and hereby are declared  
3 prevailing parties for purposes of 42 U.S.C. § 1988;

4 It is further **ORDERED** that Plaintiffs shall have thirty (30) days from the  
5 entry of this Order and Judgment to submit any motion for attorney's fees and costs  
6 pursuant to 42 U.S.C. § 1988; and

7 It is further **ORDERED** that this Court shall retain jurisdiction over this action  
8 for purposes of implementing and enforcing the final judgment, and for resolution  
9 of Plaintiffs' motion for attorney's fees and costs pursuant to 42 U.S.C. §1988.

10 It is so **ORDERED**.

11 Dated: October 16, 2018



13 HON. TERRY J. HATTER, JR.,  
14 United States District Judge